



Approved: *Bridget Donnell Newton*
Attest: *Sara Taylor-Ferrell*
Approved Meeting No. 40-20;
March 1, 2021

Monday, December 7, 2020
MAYOR AND COUNCIL
MEETING NO. 40-20
ROCKVILLE, MARYLAND

THE HONORABLE MAYOR AND COUNCIL PRESIDING

Attendee Name	Title	Status
Bridget Donnell Newton	Mayor	Present
Monique Ashton	Councilmember	Present
Beryl L. Feinberg	Councilmember	Present
David Myles	Councilmember	Present
Mark Pierzchala	Councilmember	Present

Convene in open session to vote on motion to go into closed session pursuant to Sections 3-305(b)(7) and 3-305(b)(8) of the General Provisions Article of the Annotated Code of Maryland to consult with counsel to obtain legal advice and consult with staff, consultants, or other individuals about potential litigation.

The Mayor and Council convened in Open Session to vote on a motion to convene in Closed Session pursuant to Sections 3-305(b)(7) and 3-305(b)(8) of the General Provisions Article of the Annotated Code of Maryland to consult with counsel to obtain legal advice and consult with staff, consultants, or other individuals about potential litigation.

Upon motion by Councilmember Beryl L. Feinberg, seconded by Councilmember Mark Pierzchala, and unanimously approved, the Mayor and Council convened by WebEx in Closed Session at 5:15 p.m.

Present: Mayor Bridget Donnell Newton, Councilmember Monique Ashton, Councilmember Beryl L. Feinberg, Councilmember David Myles, and Councilmember Mark Pierzchala.

Staff Present: City Manager Robert DiSpirito, Acting City Attorney Cynthia Walters, Chief of Police Victor Brito, Human Resources Director Karen Marshall, Senior Assistant City Attorney Ashley McFarland, and City Clerk/Director of Council Operations Sara Taylor-Ferrell. Chief Victor Brito presented a sensitive confidential incident concerning the Rockville Police Department and provided guidance to the Mayor and Council if contacted by the media.

The meeting closed and the Mayor and Council reconvened into open session.

Motion: Closed Session adjourned at 6:07 p.m.

RESULT:	UNANIMOUS
MOVER:	Beryl L. Feinberg, Councilmember
SECONDER:	Monique Ashton, Councilmember
IN FAVOR:	Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Pierzchala

1. Convene

The Mayor and Council convened in Open Session at 6:21 p.m. on Monday December 7, 2020 in a virtual meeting by WebEx and acknowledged December 7 as Pearl Harbor Day a day to remember the attack on Pearl Harbor, catapulting the United States into World War II.

Staff Present: City Manager Rob DiSpirito, Acting City Attorney Cynthia Walters, and City Clerk/Director of Council Operations Sara Taylor-Ferrell.

2. Pledge of Allegiance

Mayor Bridget Donnell Newton led the Pledge of Allegiance.

3. Agenda Review

City Clerk/Director of Council Operations Sara Taylor-Ferrell reported no changes to the Agenda.

4. City Manager's Report

City Manager Rob DiSpirito presented information on events and topics: Congratulations to the City of Rockville on this well-deserved recognition, the fourth consecutive year, has scored 110/100 on the Human Rights Campaign's Municipal Equality Index (MEI) for the City's commitment to the health, welfare, safety and equality of its LGBTQ community. The 2020 MEI report can be found at www.hrc.org/mei.

There will be planned COVID-19 public testing this week throughout Rockville.

The Recreation and Parks Department is hosting an outdoor Holiday Home Decorating Contest. Residents must register on the City's website. Staff from the F. Scott Fitzgerald Theatre have begun publishing the *Mysteries from Glenview Mansion* virtual program as a podcast, now available through a wide variety of platforms and listening service providers (including Spotify, Google Podcasts, and Apple Podcasts). The program features Recreation & Parks staff members performing classic radio plays from the 1930s and 40s. Rockville Seniors Inc. were awarded three grants that will supplement the Senior Services budget and support their programs and services.

Finally, some well-deserved employee recognition, Recycling and Refuse has not missed a beat during the pandemic. The City continues to provide the same high-quality service our residents are accustomed to thanks to the hard work of our Recycling and Refuse team. Crew members include: Arthur Adams, Robert Ambush, Allan Austin, Keith Avents, Alvin Ayala, Teddie Battle, Redmond Boomer, Anthony Brown, Jeff Cameron, David Cole, Curtis Dorsey, Thomas Dwaah, Scott Dwyer, Samuel Fahnbulleh, Warren Gaskill, James Johnson, Frank Lewis, Jonathan Lopez, Marco Mattocks, Gabe McMillian, Christopher Pulley, John Sanders, Marquite Whitaker, Michael Winters and Philemon Nkalo Welsa. Leafing crews have been able to stay on schedule despite being shorthanded. Crew members include: Angel Abarca, Max Alfaro, Manuel Campbell, Denis Castillo, Edder Dasilva, Hilleary DeMar, Danny Dodson, Johny Flores, Robert Harris, Miguel Hernandez, Kenneth Kiser, Greg LaCroix, Michael Mattocks.

5. COVID-19 Update

Emergency Manager Dr. Mark Landahl provided an update of the COVID-19 pandemic impact on the City, County and State.

FURTHER DISCUSSION

December 7, 2020 Agenda Item 5.

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4269 video timestamp 10:42:03

6. Proclamation

A. Proclamation Declaring December 10, 2020 as Human Rights Day

Councilmember Beryl L. Feinberg read and presented the Proclamation to Staff Liaison to Human Rights Commission Janet Kelly.

	RESULT: UNANIMOUS
MOVER:	Beryl L. Feinberg, Councilmember
SECONDER:	Monique Ashton, Councilmember
IN FAVOR:	Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Pierzchala

7. Community Forum

Name	Topic
James Hedrick	Board of Supervisors of Elections
Drew Powell	Board of Supervisors of Elections

8. Mayor and Council's Response to Community Forum

The Mayor and Council thanked everyone for participating in Community Forum.

9. Consent

A. Adoption of the Recreation and Parks Strategic Master Plan

B. Adoption of a Resolution to Approve the Community Policing Advisory Board

C. Approve a Change Order to Contract #01-18, Professional Engineering Services at the Water Treatment Plant: Electrical Distribution Systems Upgrade, to CDM Smith Inc., in an Amount Not to Exceed \$435,000

D. Approval to Extend Contract #44-15, Water Main Rehabilitation to Sagres Construction Corporation and Emergency Utility Repairs to Mid-Atlantic Utilities Inc. through December 31, 2021

E. Adoption of a Resolution to Approve Amendments to the Stormwater Management Regulations So as to Revise the As-Built Submission and Certification Requirements for Single-Family Development Projects in Accordance with Rockville's FAST Initiative

F. Approval of FY2022 CDBG Grant Application Submission to Montgomery County

G. Authorization to Increase the Dollar Amount of Contract 40-17, by \$40,000 to Cobblestone Software of Lindenwold, NJ.

H. Approval of Minutes

Councilmember Beryl L. Feinberg moved the Consent Agenda items A through H.

	RESULT: APPROVED [UNANIMOUS]
MOVER:	Beryl L. Feinberg, Councilmember
SECONDER:	Monique Ashton, Councilmember
IN FAVOR:	Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Pierzchala

10. Rockville Housing Enterprise (RHE): Fireside Park Apartments Closeout Report and Other Housing Activities

Director of Rockville Housing Enterprise Jessica Anderson provided an update to the Mayor and Council of Fireside Park Apartments closeout, refinancing plan, and status of property modernization.

The report on Fireside Apartments is an annual report presented to the Mayor and Council each year as required by the 2012 loan agreement, which was extinguished by the property's 2020 refinancing. Therefore, this final report is a closeout report and a status update on the construction activity that is currently in progress.

The Mayor and Council thanked staff for their leadership with RHE.

FURTHER DISCUSSION

December 7, 2020 Agenda item 10.

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4269 video timestamp 34:40:02

11. Presentation on Proposed Parkland Dedication Requirements, Including Fee-In-Lieu of Dedication and Impact Fees

City Manager Rob DiSpirito and Chief of Zoning Jim Wasilak provided an introduction of the proposed Parkland dedication requirements, including fee-in-lieu of dedication and impact fees. The proposed Parkland would allow Rockville to pursue more green space, open space, and development park space. This was a team effort with Recreation and Parks, Planning and Development Services, and Public Works.

FURTHER DISCUSSION

December 7, 2020 Agenda item 11.

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4269 video timestamp 1:11:04

12. Fiscal Year 2020 Audited Comprehensive Annual Financial Report (CAFR)

Controller Kim Francisco introduced the Comprehensive Annual Financial Report (CAFR) and Auditor Sean Walker, with Clifton Larson Allen LLP, provided an overview of the CAFR.

- Report on internal controls
- Communication with those charged with governance
- The Management Letter

FURTHER DISCUSSION

December 7, 2020 Agenda item 12.

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4269 video timestamp 2:06:19

13. Fiscal Year 2020 Popular Annual Financial Report (PAFR)

Deputy Director of Finance Stacey Webster provided an overview of the Fiscal Year 2020 Popular Annual Financial Report (PAFR) and stated the report was designed to make it easier to understand the review of government operations.

Staff recommends that the Mayor and Council receive the Popular Annual Financial Report (PAFR) for the City of Rockville's fiscal year ending June 30, 2020.

FURTHER DISCUSSION

December 7, 2020 Agenda item 13.

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4269 video timestamp 2:18:56

14. First Quarter FY 2021 Financial Report

Senior Budget and Financial Analyst Mary Sue Martin provided an overview of the First Quarter FY2021 Financial Report.

FURTHER DISCUSSION

December 7, 2020 Agenda item 13.

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4269 video timestamp 2:26:37

15. Review and Comment - Mayor and Council Action Report

The Mayor and Council reviewed the Action Report.

The Mayor and Council extended an invitation to the Maryland State delegation to attend and participate in a Mayor and Council meeting to discuss the widening of I-270. Councilmember Monique Ashton agreed to work with Linda Moran on the meeting and tracking.

16. Review and Comment - Future Agendas

The Mayor and Council reviewed Future Agendas.

17. Old/New Business

The Mayor and Council discussed Old/New Business.

18. Adjournment

There being no further business, the meeting adjourned at 9:25 p.m.

	APPROVED [UNANIMOUS]
MOVER:	Monique Ashton, Councilmember
SECONDER:	Beryl L. Feinberg, Councilmember
IN FAVOR:	Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Pierzchala